

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-v-

LIXANDER MORALES,

Defendant.

S2 09-CR-962-02 (PAE)

ORDER

PAUL A. ENGELMAYER, District Judge:

The Court today, on the joint application of the parties, dismissed counts 2 and 5 of the S2 indictment, as infirm in light of *United States v. Davis* and its progeny. The Court then resentencing defendant Morales, based on his previous guilty pleas to counts 1, 3, 4, 6 and 7.

SO ORDERED.



PAUL A. ENGELMAYER  
United States District Judge

Dated: February 9, 2021  
New York, New York